

APPLICATION FOR PERMISSION
UNDER SECTION 16 OF THE TOWN PLANNING ORDINANCE

APPLICATION NO. A/NE-TKLN/82

(for 2nd Deferment)

<u>Applicant</u>	:	Ying Shing (Hopewell) Engineering Company Ltd
<u>Site</u>	:	Lots 75 RP and 78 in D.D. 80, Lin Ma Hang Road, Ta Kwu Ling North, New Territories
<u>Site Area</u>	:	About 960m ²
<u>Lease</u>	:	Block Government Lease (demised for agricultural use)
<u>Plan</u>	:	Approved Ta Kwu Ling North Outline Zoning Plan No. S/NE-TKLN/2
<u>Zonings</u>	:	(i) "Recreation" ("REC") (about 99% of the site) (ii) "Green Belt" ("GB") (about 1% of the site)
<u>Application</u>	:	Proposed Temporary Eating Place and Petrol Filling Station (Charging Only) for a Period of 3 Years

1. Background

- 1.1 On 8.2.2024, the applicant sought planning permission for proposed temporary eating place and petrol filling station (charging only) for a period of 3 years at the application site (**Plan A-1**).
- 1.2 On 5.4.2024, the Rural and New Town Planning Committee (the Committee) of the Town Planning Board (the Board) agreed to defer making a decision on the application for two months, as requested by the applicant, to allow time to prepare further information (FI) to address departmental comments.
- 1.3 On 8.4.2024, the applicant submitted FI to address departmental comments. The application is scheduled for consideration by the Committee at this meeting.

2. Request for Deferment

On 29.5.2024, the applicant wrote to the Secretary of the Town Planning Board (the Board) and requested the Board to defer making a decision on the application for two months in order to allow time for preparation of FI to address departmental comments (**Appendix I**).

3. Planning Department's Views

- 3.1 The Planning Department has no objection to the request for the second deferment as the justification for deferment meets the criteria as set out in the Town Planning Board Guidelines on Deferment of Decision on Representations, Comments, Further Representations and Applications made under the Town Planning Ordinance (TPB PG-No. 33B) in that the applicant needs more time to prepare FI to address departmental comments, the deferment period is not indefinite and the deferment would not affect the interests of other relevant parties.
- 3.2 Should the Committee agree to defer making a decision on the application, the application will be submitted to the Committee for consideration within two months upon receipt of FI from the applicant. If the FI submitted by the applicant is not substantial and could be processed within a shorter time, the application could be submitted to an earlier meeting for the Committee's consideration. The applicant should be advised that the Committee has allowed a total of four months for preparation of the submission of FI. The second deferment should be the last deferment and no further deferment would be granted unless under very special circumstances and supported with strong justifications.

4. Decision Sought

The Committee is invited to consider whether or not to accede to the applicant's request for deferment. If the request is not acceded to, the application will be submitted to the Committee for consideration at the next meeting.

5. Attachments

Appendix I	Email dated 29.5.2024 from the applicant
Plan A-1	Location Plan

**PLANNING DEPARTMENT
JUNE 2024**